

# UNITED STATES DISTRICT COURT

for the  
Eastern District of Washington

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Feb 13, 2018**

SEAN F. McAVOY, CLERK

THE CINCINNATI INSURANCE COMPANY, an Ohio  
corporation; and THE CINCINNATI INDEMNITY  
COMPANY, and Ohio corporation,

*Plaintiff*

v.

ZAYCON FOODS LLC, a Washington limited liability  
company, et al.

Civil Action No. 2:17-CV-00140-SMJ

*Defendant*

## JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the plaintiff (*name*) \_\_\_\_\_ recover from the  
defendant (*name*) \_\_\_\_\_ the amount of  
\_\_\_\_\_ dollars (\$ \_\_\_\_\_), which includes prejudgment  
interest at the rate of \_\_\_\_\_ %, plus post judgment interest at the rate of \_\_\_\_\_ % per annum, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) \_\_\_\_\_  
\_\_\_\_\_ recover costs from the plaintiff (*name*) \_\_\_\_\_.

☒ other: Plaintiffs Cincinnati Insurance Company and Cincinnati Indemnity Company's Motion for Summary Judgment (ECF No. 16) is GRANTED. Defendants Zaycon Foods, LLC, Frank Maresca, Michael Giunta, Mike Conrad, and Adam Kremin's Cross-Motion for Summary Judgment on Duty to Defend (ECF No. 43) is DENIED. Judgment in favor of Plaintiffs.

This action was (*check one*):

☐ tried by a jury with Judge \_\_\_\_\_ presiding, and the jury has  
rendered a verdict.

☐ tried by Judge \_\_\_\_\_ without a jury and the above decision  
was reached.

☒ decided by Judge Salvador Mendoza, Jr. on motions  
for Summary Judgment (ECF Nos. 16 and 43).

Date: 2/13/2018

CLERK OF COURT

SEAN F. McAVOY

s/ Lennie Rasmussen

(By) Deputy Clerk

Lennie Rasmussen